# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

IN RE HEALTH INSURANCE	) Lead Case No. 18-519-RGA
INNOVATIONS, INC. SHAREHOLDER	)
DERIVATIVE LITIGATION	) (Consolidated with Case No. 18-527-RGA
	) and Case No. 19-1206-RGA)

#### STIPULATION OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED by the parties, through their attorneys and subject to the approval of the Court, that pursuant to Federal Rules of Civil Procedure 23.1 and 41(a)(1)(A)(ii), all claims asserted in the above-captioned action are voluntarily dismissed without prejudice on the basis that Nominal Defendant Benefytt Technologies Inc. has been acquired in a transaction that closed on August 21, 2020, leaving this action with neither a nominal defendant nor a stockholder with standing. Each party shall bear its own fees and costs.

#### ASHBY & GEDDES, P.A

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## /s/ Ryan M. Ernst

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September 3, 2020

SO ORDERED this day of September, 2020, that:

1. The claims in the above-captioned action are dismissed without prejudice with each party to bear its own fees and costs; and

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

# /s/ Thomas W. Briggs, Jr.

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> Attorneys for Defendants Gavin T. Southwell, Michael W. Kosloske, Michael D. Hershberger, Paul E. Avery, Anthony J. Barkett, Paul Gabos, Robert Murley, Bruce A. Telkamp, and Sheldon Wang and Nominal Defendant Health Insurance Innovations, Inc.

	2.	For	good	cause	shown,	no	notice	of	this	dismissal	need	be	provided	to	the
stockholders of Nominal Defendant.															

Richard G. Andrews United States District Court Judge